



AF/1744
Attorney's Docket No.: 00216-489001 / OB-189

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Phillip M. Braun et al.
Serial No. : 09/634,087
Filed : August 8, 2000
Title : ORAL CARE DEVICES

Art Unit : 1744
Examiner : Mark Spisich

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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NOTICE OF APPEAL

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the action dated November 17, 2003, finally rejecting claims 1, 3, 7-17, 21-23, 43, and 44.

Applicants note that withdrawn claims 4, 5, 17-20, and 24-29, each of which depends from claim 1, remain pending. Moreover, Applicants submit that upon the finding of allowability of claim 1, the pending withdrawn claims should also be found allowable.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

February 17, 2004
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A check in the amount of \$330 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing attorney docket number 00216-489001.

Respectfully submitted,

Date: _____

February 17, 2004

Catherine M. McCarty

Catherine M. McCarty
Reg. No. 54,301

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906